

CITY OF MARSHALL
CITY COUNCIL MEETING
M I N U T E S
Tuesday, February 11, 2020

The regular meeting of the Common Council of the City of Marshall was held February 11, 2020 in the Professional Development Room at the Marshall Middle School, 401 South Saratoga Street. The meeting was called to order at 5:30 P.M. by Mayor Robert Byrnes. In addition to Byrnes the following members were in attendance: Craig Schafer, Steven Meister, Glenn Bayerkohler, John DeCramer, Russ Labat and James Lozinski. Absent: None. Staff present included: Sharon Hanson, City Administrator; Dennis Simpson, City Attorney; Glenn Olson, Director of Public Works/ City Engineer; Annette Storm, Director of Administrative Services; Karla Drown, Finance Director; Jim Marshall, Director of Public Safety; Preston Stensrud, Parks Superintendent; Dave Parsons City Assessor and Kyle Box, City Clerk.

The Pledge of Allegiance was recited at this time.

There was a consensus to operate under the current agenda.

Consider approval of the minutes of the regular meeting held on January 28, 2020.

Motion made by Councilmember Meister, Seconded by Councilmember Schafer that the minutes of the regular meeting on January 28, 2020 be approved as filed with each member and that the reading of the same be waived. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Bayerkohler, Councilmember Decramer, Councilmember Labat, Councilmember Lozinski. The motion **Carried. 7-0**

Approval of the Consent Agenda

Councilmember Lozinski requested that item number 4, Wastewater Treatment Facilities Improvement Project – 1) Consider Application for Payment No. 7 to Magney Construction, Inc, be removed for discussion.

Motion made by Councilmember Schafer, Seconded by Councilmember Labat to approve the consent agenda. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Bayerkohler, Councilmember Decramer, Councilmember Labat, Councilmember Lozinski. The motion **Carried. 7-0**

Wastewater Treatment Facilities Improvement Project – 1) Consider Application for Payment No. 7 to Magney Construction, Inc.

As this project is financed with a Public Facilities Authority low interest loan through the State of Minnesota, pay applications are required to be placed on the City Council agenda for approval.

Councilmember Lozinski requested that the item be pulled for an update on the project. A project update was given by Director of Public Works/ City Engineer Jason Anderson.

Motion made by Councilmember Lozinski, Seconded by Councilmember Meister that the Council authorize Application for Payment No. 7, per the recommendation of the City's consultant, Bolton & Menk, Inc., to Magney Construction, Inc. of Chanhassen, Minnesota, in the amount of \$491,312.34. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Bayerkohler, Councilmember Decramer, Councilmember Labat, Councilmember Lozinski. The motion **Carried. 7-0**

Approval of a Joint Powers Agreement between the State of Minnesota (BCA) and the City of Marshall (MPD)

Approval of the Wastewater Treatment Facilities Improvement Project – 2) Consider Payment of Invoice 0245464 to Bolton & Menk, Inc.

Approval of the Wastewater Treatment Facilities Improvement Project – 3) Consider Payment of Invoice 1301936 to American Engineering Testing, Inc.

Approval of a Temporary On-Sale Intoxicating Liquor Licenses for the Convention and Visitors Bureau.

Approval of the bills/project payments.

Consider Approval of the Amended Investment Policy

The current investment policy was adopted on February 24, 2015 and hasn't had any revision since it's inception. Since this policy was put in place, the City has broadened the types of investing that is being done. The current policy is out of date and is restricting how money can be invested.

By updating this policy, it does not mean more aggressive types of investments but gives staff the ability to invest in types of securities that have not been utilized in the past. The policy is specifying additional securities and brokers for investing but has put in rating criteria to safeguard the funds by using only certain rated investments and certified brokers.

The Ways and Means committee met February 3, 2020 and approved the policy to be presented to the full council for final approval.

Annette Storm, Director of Administrative Services, will present the updated policy and the steps taken to ensure compliance with all regulations.

Motion made by Councilmember Labat, Seconded by Councilmember Decramer to approve the Amended Investment Policy and Recommend. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Bayerkohler, Councilmember Decramer, Councilmember Labat, Councilmember Lozinski. The motion **Carried. 7-0**

Project Z75/SAP 139-124-004: South 4th Street Reconstruction Project - Consider Resolution Receiving Feasibility Report and Calling Hearing on Improvement.

This project consists of the following: Reconstruction and utility replacement on South 4th Street from the intersection of Elaine Avenue and South 4th Street to the intersection of Country Club Drive and South 4th Street; Sanitary sewer, watermain, and storm sewer replacement on entire road. This project will also include new curb & gutter, driveway aprons, water services, and sewer services to the right-of-way, a proposed 8' bike path from Kathryn Avenue to Country Club Drive, and new 5' sidewalk on the entire east side.

This Feasibility Report as authorized by the City Council covers the proposed improvements including scope, background/existing conditions, proposed improvements, probable costs, proposed assessments, feasibility and proposed project schedule.

The proposed improvements as described in the report are necessary, cost-effective, and feasible from an engineering standpoint.

The engineer's estimate for the construction portion of the project is \$2,800,000.00. The total estimated project cost, including 10% allowance for contingencies and 16% for engineering and administrative costs is \$3,580,000.00.

All improvements will be assessed according to the current Special Assessment Policy, including but not limited to participation from Municipal State Aid System (MSAS), Marshall Municipal Utilities, Wastewater Department, Surface Water Management Utility Fund and Ad Valorem participation. Final approval of each project must include determination of funding sources.

Motion made by Councilmember Lozinski, Seconded by Councilmember Schafer that the Council adopt RESOLUTION NUMBER 4705, SECOND SERIES, which is the Resolution Receiving Feasibility Report and Calling Hearing on Improvement for the above-referenced project and setting the public hearing on improvement date for February 25, 2020. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Bayerkohler, Councilmember Decramer, Councilmember Lozinski. Voting Nay: Councilmember Labat. The motion **Passed. 6-1**

Consider Resolution in Support of HWY 23 Concrete-Pipestone to Russell

Pipestone County adopted the Resolution on Tuesday January 28 at the Pipestone County Board meeting requesting that in 2024 when MNDot District 8 overlays State Highway 23 between Pipestone and Russell that the project be a concrete overlay versus a bituminous product. Pipestone County is requesting support from the City of Marshall on the resolution.

The action to adopt a Resolution in Support of HWY 23 Concrete- Pipestone to Russell project died due to the lack of a motion.

Consider Appointments to the Various Boards, Commissions, Bureaus and Authorities.

Mayor Byrnes recommended the follow applicants to various boards and commissions.

Community Services Advisory Board

Spencer Vang (MHS) to a term set to expire 5/31/21

Library Board

Aimee Shouse to an unexpired term set to expire 12/31/22

Motion made by Councilmember Meister, Seconded by Councilmember Lozinski approval of appointments to the various boards, commissions, bureaus and authorities. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Bayerkohler, Councilmember Decramer, Councilmember Labat, Councilmember Lozinski. The motion **Carried. 7-0**

Commission/Board Liaison Reports

Byrnes No Report

Schafer Southwest Amateur Sports Commission discussed the future MABA tournaments and MAHA was awarded the Bantam A regional hockey tournament as well as the mite and mini mite tournament which will bring 48 teams.

Meister No Report

Bayerkohler Public Housing Commission met and received their audit report.

DeCramer No Report

Labat Library Board met and discussed the security within the building as well as purchasing a dishwasher.

Lozinski No Report

Councilmember Individual Items

Councilmember Schafer discussed sidewalk clean up from the recent snow fall.

Councilmember Meister mentioned that the City should review its bike friendly community status when completing road reconstructions projects and also requested the Legislative and Ordinance Committee meet to discuss a potential urban chicken ordinance.

Councilmember Labat discussed the recent snow event.

Councilmember DeCramer discussed the Cultures on the Prairie Event held at Southwest Minnesota State University.

Mayor Byrnes discussed the Cultures on the Prairie Event and also mentioned the preparation for the City during the spring runoff in regard to the Redwood River.

City Administrator

City Administrator Sharon Hanson mentioned that SMASC will meet with a local soccer group to discuss their needs within Marshall.

Administrator Hanson also provided an update on the City Hall project, branding and the City's strategic plan.

Director of Public Works

Director of Public Works/ City Engineer Jason Anderson summarized the recent snow fall.

City Attorney

City Attorney Dennis Simpson discussed the final sale of property to MMUA, the draft agreement between the City of Marshall and MAHA has been sent to MAHA for approval and the continued work on receiving the appropriate insurance information for the Airport Training Lease.

Administrative Brief

There were no questions on the administrative brief.

Information Only

There were no questions on the information items.

Upcoming Meetings

There were no questions on the upcoming meetings.

Adjourn Meeting

At 6:25 P.M., Motion made by Councilmember Decramer, Seconded by Councilmember Lozinski to adjourn. Voting Yea: Mayor Byrnes, Councilmember Schafer, Councilmember Meister, Councilmember Bayerkohler, Councilmember Decramer, Councilmember Labat, Councilmember Lozinski. The motion **Carried. 7-0**

Attest:

Mayor

City Clerk